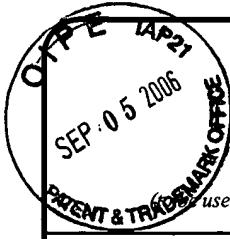


JFW



## TRANSMITTAL FORM

*(use for all correspondence after initial filing)*

Total Number of Pages in This Submission

17

Application Number	10/723,434
Filing Date	November 26, 2003
First Named Inventor	Pingyu Zhong
Art Unit	1643
Examiner Name	Parithosh K. Tungaturhi

<b>ENCLOSURES</b> <i>(Check all that apply)</i>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC <b>(Appeal Notice, Brief, Reply Brief)</b> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<b>Remarks</b> <div style="border: 1px solid black; padding: 2px; display: inline-block;">           - Statement Under 37 CFR 3.73(b)            - Statement Regarding Loss of Entitlement to Small Entity Status         </div>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Name	Patricia L. Chisholm	Registration No. (Attorney/Agent)	45,822
Signature			Date
			8/30/2006

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this date: August 30, 2006

Type or printed name	Danielle L. Murante
Signature	
	Date
	August 30, 2006



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Pingyu Zhong, et al.		
Serial No.:	10/723,434	Case No.:	AX0001ID
Filed:	November 26, 2003		
For:	HUMANIZED ANTIBODIES AGAINST VASCULAR ENDOTHELIAL GROWTH FACTOR		
Art Unit: 1643			
Examiner: Parithosh K. Tungaturhi			

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT REGARDING LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Sir:

Pursuant to the notification requirement of 37 CFR §1.27(g), the undersigned hereby notifies the United States Patent and Trademark Office (USPTO) that the above-referenced patent application is no longer entitled to small entity status.

The loss of entitlement results from a merger between Abmaxis, and an acquisition company, which had the effect of creating a successor of Abmaxis that is a wholly-owned subsidiary of Merck & Co., Inc.

This statement is accompanied by an executed PTO/SB/80 appointing practitioners associated with Customer Number 000210 as attorneys to represent Abmaxis Inc. (a subsidiary of Merck & Co., Inc.) before the USPTO in connection with any and all patent applications. Accordingly, undersigned is a person identified in 37 CFR §1.33(b).

Respectfully submitted,

By Patricia Chisholm  
Patricia Chisholm  
Reg. No. 45,822  
Attorney for Applicant  
MERCK & CO., INC.  
P.O. Box 2000  
Rahway, New Jersey 07065-0907  
(732) 594-5738

Date: August 30, 2006